

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.
PELVIC SUPPORT SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO THE
CASES IN EXHIBIT A ATTACHED HERETO

INACTIVE DOCKET ORDER

The Court has been advised by counsel that in the cases listed on the attached Exhibit A, the plaintiffs and Ethicon, Inc..¹ ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit A from the active docket.
3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on or before July 1, 2017; if settlements are not finalized and dismissal orders are not submitted by July 1, 2017, then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed

¹ As used herein, "Ethicon" refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc. as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327

to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket Order filed at ECF NO._____, and send a copy of this Order to counsel of record and any unrepresented party.

AGREED TO BY COUNSEL:

Plaintiff(s)

By authorized counsel:

Defendants

By authorized counsel:

/s/ P. Leigh O'Dell

P. Leigh O'Dell
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Counsel for Defendants

APPROVED:

Dated:_____

Honorable Joseph R. Goodwin

BEASLEY ALLEN EXHIBIT A

Plaintiff Name	Civil Action Number
VanDalsem, Faith E. and Ben VanDalsem	2:15-cv-04149
Vargo, Hollis B. and Aaron W. Vargo	2:15-cv-04868
Wagar, Dana M. and Billy Wagar	2:13-cv-7127
Walker, Alice F. and Bobby D. Walker, Sr.	2:15-cv-6268
Walker, Latonya	2:13-cv-3020
Weaver, Carolyn T. and Kenneth Weaver	2:13-cv-21686
Webb, Marion	2:13-cv-21692
Whitt, Lisa	2:14-cv-10411
Wilcox, Marcella D. and John L. Wilcox	2:16-cv-00118
Wilkins, Donita and Marcel Wilkins	2:14-cv-11491
Willey, Amy L. and Duane Willey	2:13-cv-25375
Wilson, Lisa L.	2:13-cv-12441
Woods, Theressa and Billie R. Woods	2:13-cv-21092
Wright, Ingrid	2:15-cv-06231
Wrobel, Barbara	2:12-cv-6639
Zamarripa, Lorraine	2:14-cv-21357
Zellmer, Linda	2:13-cv-21091